

1 RENE L. VALLADARES
Federal Public Defender
2 Nevada Bar No. 11479
HEATHER FRALEY
3 Assistant Federal Public Defender
Texas Bar No. 24050621
4 Heather_fraley@fd.org
411 E. Bonneville, Ste. 250
5 Las Vegas, Nevada 89101
(702) 388-6577
6 (702) 388-5819 (fax)
7 Attorneys for Petitioner James Biela

8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA
10

11 JAMES BIELA,
12 Petitioner,
13 v.
14 WILLIAM GITTERE, et al.,
15 Respondents.

Case No. 3:20-cv-00026-GMN-WGC

**STIPULATION AND ORDER FOR
RELEASE OF JURY
QUESTIONNAIRES**

(DEATH PENALTY CASE)

1 **STIPULATION**

2 Petitioner James Biela, through his counsel Heather Fraley, Assistant
3 Federal Public Defender, and Respondent William Gittere, though his counsel
4 Heather Procter, Chief Deputy Attorney General, hereby stipulate as follows:

5 The Clerk of the Second Judicial District Court shall be ordered to provide
6 copies of all available jury questionnaires in *State v. James Biela*, Case No. CR08-
7 2605, to counsel for both parties in this case within 30 days from the date of the
8 order approving this stipulation. If the questionnaires have been destroyed, the
9 Clerk shall provide counsel for both parties with a written certification to that
10 effect.

11 The parties agree not to publicly disclose the jurors' addresses, telephone
12 numbers, or personal information such as dates of birth. The State will not include
13 the questionnaires in its disclosure of the state court record under Rule 5 of the
14 Rules Governing Section 2254 Proceedings. Counsel for Mr. Biela agree that if they
15 choose to attach any of the questionnaires as exhibits to any pleadings in state or
16 federal court, the above information will be redacted.

17 DATED this 26th day of August, 2020

DATED this 26th day of August, 2020

18 RENE L. VALLADARES
19 Federal Public Defender

AARON FORD
Nevada Attorney General

20 /s/ Heather Fraley
21 HEATHER FRALEY
Assistant Federal Public Defender

/s/ Heather Procter
HEATHER PROCTER
Chief Deputy Attorney General

22 DATED August 27, 2020

IT IS SO ORDERED

23 
U.S. District Judge Gloria Navarro

1 IT IS SO ORDERED

2 _____
3 U.S. District Judge Gloria Navarro

4 DATED _____, 2020
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